

*[Staff Note: Instead of setting out G.S. 46A-26 (Sale in lieu of actual partition) and G.S. 46A-27 (Partition of part of the real property) in Part 1 of Article 2 of the new Chapter, an alternative approach is to move G.S. 46A-26 (Sale in lieu of actual partition) to the beginning of Part 3 of Article 2 of the new Chapter and replace G.S. 46A-27 (Partition of part of the real property) with the following:*

**"§ 46A-#. Methods of partition.**

In a partition proceeding under this Article, the court shall order one of the following methods of partitioning the real property:

- (1) Actual partition under Part 2 of this Article.
- (2) Partition sale under Part 3 of this Article so long as the requirements of that Part are satisfied.
- (3) Actual partition of part of the property and a partition sale of the remaining part.
- (4) Partition of part of the property, whether by actual partition or by partition sale, and order that the remaining part continue to be held in cotenancy."/]